



Permit No. 89023

THE STATE OF NEVADA

PERMIT TO CHANGE THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Name of Permittee: GILCREASE WELL CORPORATION
Source: UNDERGROUND
Basin: LAS VEGAS VALLEY
Manner of Use: COMMERCIAL
Period of Use: JANUARY 1ST THROUGH DECEMBER 31ST
Priority Date: 04/05/1943

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit, to change the point of diversion, place and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 10940, Certificate 4402, is issued subject to the terms and conditions imposed in said Permit 10940, Certificate 4402 and with the understanding that no other rights on the source will be affected by the change proposed herein. This well shall be equipped with a two (2) inch opening for measuring depth to water. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

The total combined duty of water under Permits 70844, 88845 and 89023 shall not exceed 35.56 acre-feet annually.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The point of diversion and place of use are as described on the submitted application to support this permit.

(Continued on Page 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **not to exceed 0.037 cubic feet per second and 18.56 acre-feet annually.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

October 21 2020

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

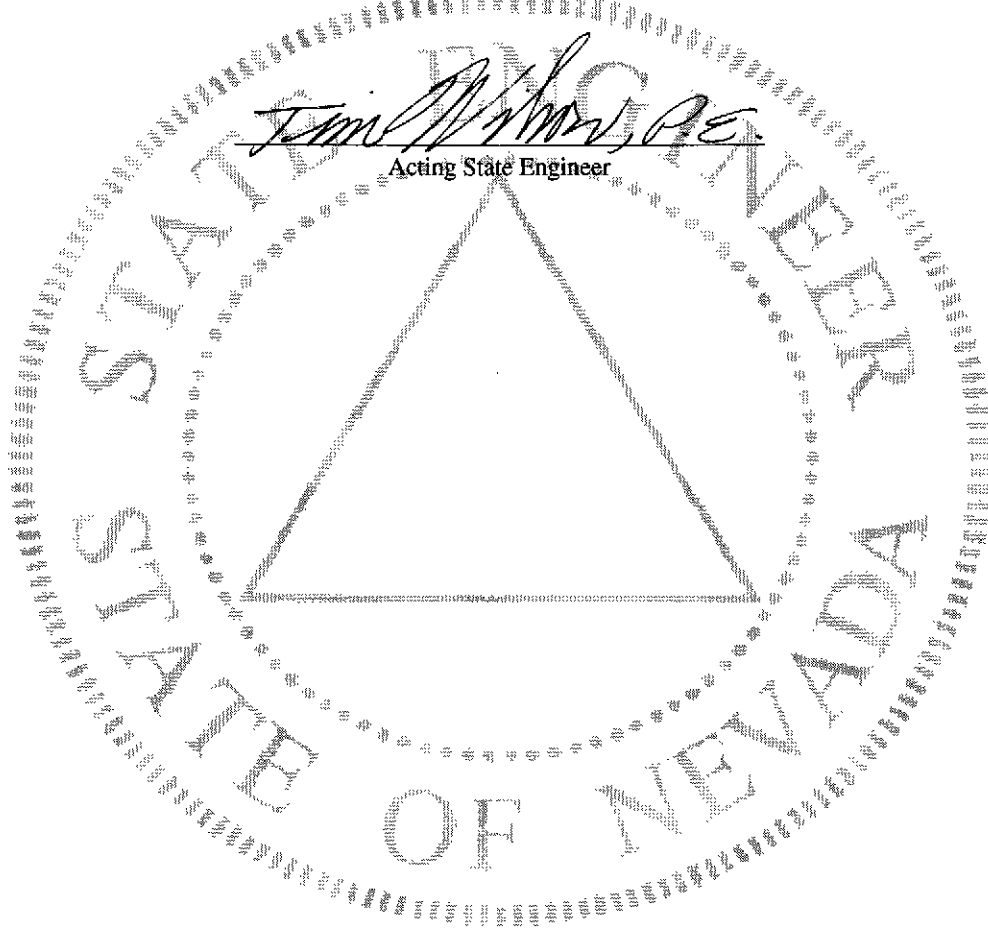
October 21 2024

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, TIM WILSON, P.E.,

Acting State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 21st day of **October, 2019**



**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS
OF THE STATE OF NEVADA HERETOFORE APPROPRIATED**

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office JUL 03 2019

Returned to applicant for correction _____

Corrected application filed _____ Map filed MAY 02 2019 under 88845

The applicant Gilcrease Well Corporation, a Nevada non-profit corporation
7326 W. Cheyenne Ave., Suite 120 of Las Vegas
Street Address or PO Box City or Town
Nevada, 89129 frank.martin@bmhighlandllc.com
State and ZIP Code E-mail Address

hereby make(s) application for permission to change the

☒ Point of diversion ☒ Place of use ☒ Manner of use ☒ of a portion

of water heretofore appropriated under (Identify existing rights by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

Permit 10940, Certificate 4402

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 STATE ENGINEERS OFFICE

- The source of water is underground
Name of stream, lake, underground, spring or other sources.
- The amount of water to be changed 18.56191 acre-feet per year at 0.03715 cfs
Give diversion rate in cubic feet per second (CFS) AND duty in acre-feet annually (AFA).
- The water to be used for Commercial
Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use
- The water heretofore used for Irrigation
If for stock, state number and kind of animals.
- The water is to be diverted at the following point (Describe as being within a 40-acre subdivision of public survey and by course and distance to a found section corner. If on unsurveyed land, it should be stated.)
NE 1/4 of the SW 1/4 of Section 9, Township 19 South, Range 63 East M.D.M., Clark County, NV, or at a point from which the Northeast corner of the Southeast 1/4 of said Section 9 bears North 77 degrees 32' 14.5" East a distance of 3633.16 feet, as shown on the map accompanying application 88845.
- The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
the SE 1/4 of the SW 1/4 of Section 9, T. 19 S., R. 60 E., M.D.B. & M., or at a point from which the S 1/4 corner of said Section 9 bears S. 13 degrees 29' 0.0 " E. a distance of 1,004.0 feet situated in Clark County, NV.

13-212
CL

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)

Proposed place of use includes APNs 122-09-310-001 and 122-09-610-001. APN 122-09-310-001 is located in the NE 1/4 of the SW 1/4 and the NW 1/4 of the SW 1/4 of Section 9, Township 19 South, Range 63 East M.D.M., Clark County, NV. APN 122-09-610-001 is located in the NE 1/4 of said Section 9 (including parts of the SE NE, the SW NE, and the NE NE). The precise place of use is more specifically as shown on the map accompanying application 88845.

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

The 3.712382 acres within the S 1/2 SE 1/4 NW 1/4 Section 23 T. 19 S., R. 60 E., M.D.B. & M. as shown on the stripping map which accompanies this application.

9. Proposed use will be from January 1 to December 31 of each year.
Month and Day Month and Day

10. Existing use permitted from January 1 to December 31 of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

An existing 850-foot-deep well, with 6.625-inch OD 0.312 wall 316L casing constructed under Permit 70844 (Driller's Report 131985). A 10 Hp pump and motor not yet installed. There will be piping and a water storage/fire suppression tank.

12. Estimated cost of works \$700,000 - \$800,000

13. Estimated time required to construct works An existing 850-foot-deep well, + remaining works in 2 years.
If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use 5 years

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

Project will include a gas station, a convenience store, a car wash, and three fast-food restaurants. During construction, some water will be used for compaction and dust control. After construction, there will be a small amount of landscaping.

16. Miscellaneous remarks:

Both the old and new points of diversion are in hydrographic basin 212. Please send copies of all correspondence to the applicant, as well as to Mark Jennings at markjedm@pacbell.net. The proposed place of use and point of diversion are owned by MMB Apex Auction, LLC which is aware of, and approves of, this change application.

globalhydrologic@sbcglobal.net

E-mail Address

(775) 787-1300

Phone No.

Ext.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Mark Stock

Mark Stock
Type or print name clearly

Signature, applicant or agent

Global Hydrologic Services Inc.

Company Name

561 Keystone Ave., #200

Street Address or PO Box

Reno, NV 89503

City, State, ZIP Code